

DETAILED ACTION

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.
2. Authorization for this examiner's amendment was given in a telephone interview with Steven J. Laureanti on April 28, 2010.
3. The application has been amended as follows:

Claims 1-10 and 31-32 have been canceled.

Allowable Subject Matter

1. Claims 33-54 are pending and are allowed.
2. The following is an examiner's statement of reasons for allowance: The closest prior art of record is Lupien et al., US Patent Number: 6,098,051. Lupien et al. shows crossing network that matches buy and sell orders based upon a satisfaction and quantity profile is disclosed.
2. In regard to claims 33 and 44, Lupien et al. taken either individually or in combination with other prior art of record fails to teach or render obvious: receiving, bids for one or more items from a plurality of buyer computer systems; receiving, asks for one or more items from a plurality of seller computer systems; generating, a plurality of strikes representing a strike between a bid and an ask for an item, wherein the plurality of strikes specify values for a plurality of strike variables; determining, a first value specified in one of the plurality of strikes for a first strike variable; determining, a second value specified in one of the plurality of strikes

Art Unit: 3694

for a second strike variable; determining, a third value specified in one of the plurality of strikes for a third strike variable; determining, a fourth value specified in one of the plurality of strikes for a fourth strike variable; and communicating, the determined values for the plurality of strike variables for the item to the buyer and seller computer system.

3. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MARISSA LIU whose telephone number is (571)270-1370. The examiner can normally be reached on IFP.

If attempts to reach the examiner by telephone are unsuccessful, the examiner’s supervisor, James Trammell can be reached on 571-272-6712. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3694

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Any response to this action should be mailed to:

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Or faxed to (571)273-8300

Hand delivered responses should be brought to

United States Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Any inquiry of a general nature of relating to the status of this application or proceeding should be directed to the Technology Center 3600 Customer Service Office whose telephone number is (571)272-3600.

/M. L./

Application/Control Number: 09/976,750

Page 5

Art Unit: 3694

Examiner, Art Unit 3694

/James P Trammell/

Supervisory Patent Examiner, Art Unit 3694